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facsimile transmittal

To: Mr. Hugh B. Thompson

Fax: 703-746-3641

From: Donald O. Johnson

Date: 10/5/2004

Re: Patent Application 10/646,427

Pages: 5

CC:

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Dear Mr. Thompson

Per our discussion on Patent Application 10/646,427 I am sending you this rough draft of my amendment. You stated you would be able to scan through a rough draft and I could finalize the amendment prior to my deadline of 10/7/04. Please call me at 715-232-0386 or 715-232-8786 to discuss. I will also try to reach you and confirm your receipt of this draft. Thank you for your time.

Respectfully

Donald O. Johnson

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Applicant : Donald Ole Johnson  
Appl. No. : 10/646,427  
Filed : August 21, 2003  
Title : Emergency ladder system and method of use

Grp./A.U. : 3634  
Examiner : Hugh B. Thompson II

Docket No. :

Honorable Commissioner for Patents  
Washington DC 20231

#### AMENDMENT

Sir:

In response to the Office action of July 7, 2004, please amend the above-identified application as follows:

**In the claims:**

Please amend claim 1 as follows:

1. (Amended) An assembly, comprising:

(a) an apparatus, comprising;

(i) a frame mounted within an exterior wall of structure below an escape opening.

(ii) a hinged door pivotally attached to the frame, wherein the door pivots away from the wall from a closed position wherein the door when fully open is essentially horizontal.

When in the open position or in use position the movement is restricted to no greater than